

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 23, 2020

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

JASON DUANE GLYNN,

Defendant.

CASE NO. 2:01-CR-0161-EFS

**ORDER DENYING WITH LEAVE
TO RENEW DEFENDANT'S
EMERGENCY MOTION FOR
COMPASSIONATE RELEASE**

Defendant Jason Glynn filed a pro se Emergency Motion for Compassionate Release¹ due to COVID-19 and the related health concerns given that he is in Bureau of Prisons' custody at a BOP facility with several positive COVID-19 inmates and staff, along with seven inmate deaths due to COVID-19.² Defendant did not identify what legal authority he relies on, but the Court anticipates he seeks compassionate relief pursuant to 18 U.S.C. § 3582(c)(1). Before a prisoner may seek court relief under § 3582(c)(1), the prisoner must exhaust his administrative rights through the Bureau of Prisons. In his pro se motion, Defendant did not advise if he exhausted his administrative remedies. Accordingly,

¹ ECF No. 46.

² See <https://www.bop.gov/coronavirus/> (last visited April 22, 2020).

1 the Court denies Defendant's motion with leave to renew after his administrative
2 remedies have been exhausted or waived.

3 If Defendant desires to file a new motion with this Court for compassionate
4 release, Defendant is encouraged to seek the assistance of his previously appointed
5 former counsel, Roger Peven (509-323-9000). In addition, Defendant is encouraged
6 to provide the Court with the following information and *supporting documentation*
7 if he files a subsequent motion for compassionate release: 1) Defendant's
8 administrative request for sentence reduction submitted to the warden of the
9 institution in which Defendant is housed and the action taken by the warden on
10 such request; 2) Defendant's medical conditions and related medical needs and
11 medications; 3) Defendant's projected release date, 4) Defendant's proposed release
12 plans (Defendant is encouraged to discuss and develop his proposed release plan
13 with his case manager if granted home confinement or a furlough); and 5) any
14 other information to aid the Court in assessing whether compassionate relief is
15 appropriate.
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17 Accordingly, **IT IS HEREBY ORDERED:** Defendant's Emergency Motion
18 for Compassionate Release, **ECF No. 46**, is **DENIED with leave to renew**.
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IT IS SO ORDERED. The Clerk's Office is directed to enter this Order and provide copies to Defendant, all counsel (including Roger Peven), and the U.S. Probation Office.

DATED this 23rd day of April 2020.

s/Edward F. Shea

EDWARD F. SHEA
Senior United States District Judge